



# PUBLIC NOTICE

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**DA 02-357  
February 14, 2002**

**COMMENTS INVITED ON TELENOR SATELLITE SERVICES  
HOLDINGS, INC. PETITION FOR DECLARATORY RULING ON  
INAPPLICABILITY OF COST ACCOUNTING REQUIREMENTS**

**File No. ISP-PDR-20020122-00002**

**Comments Due: March 14, 2002; Reply Comments Due March 28, 2002**

**Petition for Declaratory Ruling**

**Petitioner: Telenor Satellite Services Holdings, Inc.**

On January 22, 2002, Telenor Satellite Services Holdings, Inc. and its affiliates, Telenor Satellite Mobile Services, Inc. and Telenor Satellite, Inc. (collectively "Telenor" or "the Petitioners"), filed a petition for declaratory ruling requesting confirmation from the Commission that the structural reporting requirements imposed on the former COMSAT Mobile Communications (CMC), including the annual filing of a Cost Allocation Manual (CAM), Joint Cost Report (JCR), and Form M, as well as quarterly filing of Form 901, are not applicable to the ongoing business of Telenor following its recent acquisition of CMC. Further, Telenor requests that the Commission grant temporary waivers of such filing requirements for the year 2002 pending the Commission's ruling with respect to the instant petition.

On December 18, 2001, the Commission granted the applications filed by Lockheed Martin Global Telecommunications, COMSAT Corporation, and COMSAT General Corporation, together with Telenor Satellite Services Holdings, Inc., Telenor Satellite, Inc., and Telenor Broadband Services AS to assign certain Title II common carrier authorizations and Title III radio licenses held by COMSAT to Telenor Satellite, Inc.<sup>1</sup> This proposed assignment was in connection with Telenor's proposed acquisition of CMC, a business unit of COMSAT Corporation. According to the Petitioners, on January 11, 2002, Telenor completed its purchase of substantially all of the assets of CMC, and all of CMC's licenses and authorizations were

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<sup>1</sup> Lockheed Martin Global Telecommunications, Comsat Corporation, and Comsat General Corporation, Assignor; and Telenor Satellite Mobile Services, Inc., and Telenor Satellite, Inc., Assignee. Applications for Assignment of Section 214 Authorizations, Private Land Mobile Radio Licenses, Experimental Licenses, and Earth Station Licenses; and Petition for Declaratory Ruling Pursuant to Section 310(b)(4) of the Communications Act. File Nos. SES-ASG-20010504-00896, ITC-ASG-20010504-00302, ISP-PDR-20010510-00025, ULS-0000449956, 41-EX-AL-2001, 42-EX-AL-2001, 43-EX-AL-2001, 44 EX-AL-2001, Order and Authorization, FCC 01-369 (rel. Dec. 18, 2001).

transferred to Telenor pursuant to Commission authorization.

Telenor states that the cost accounting and reporting requirements are not applicable to Telenor because: 1) the statutory basis for these requirements were eliminated as a matter of law by the passage of the ORBIT Act; 2) any competitive reason for regulating CMC, now Telenor, differently than its competitors evaporated with the 1999 privatization of Inmarsat; 3) Telenor, in acquiring the CMC business, did not step into the historic shoes of COMSAT Corporation for regulatory purposes, and 4) continuing to impose these requirements on Telenor would put it at a significant competitive disadvantage.

Interested parties may file comments with respect to this petition by March 14, 2002, and Petitioner may file replies by March 28, 2002. We request that such comments and replies refer to the petition file number ISP-PDR-20020122-00002. Comments should be sent to the Office of the Secretary, Federal Communications Commission, 445 12<sup>th</sup> Street, SW, Room TW-A325, Washington, DC 20554. Two (2) copies of the comments should also be sent to the Telecommunications Division, International Bureau, Federal Communications Commission, 445 12<sup>th</sup> Street, SW, Room 6-A761, Washington, DC 20554, Attention: George Li. Comments should also be served upon Petitioner. Commenters are also requested to fax their comments to the FCC at (202) 418-2824, Attention: Cynthia Bryant.

Interested parties who wish to file comments via messenger-delivery or hand-delivery are also notified effective December 18, 2001, the Commission will only receive such deliveries weekdays from 8:00 a.m. to 7:00 p.m., via its contractor, Vistronix, Inc., located at 236 Massachusetts Avenue, NE, Suite 110, Washington, DC 20002. The Commission no longer accepts these filings at 9300 East Hampton Drive, Capitol Heights, MD 20743. Please note that all hand deliveries must be held together with rubber bands or fasteners, and envelopes must be disposed of before entering the building. In addition, this is a reminder that as of October 18, 2001, the Commission no longer accepts hand-delivered or messenger-delivered filings at its headquarters at 445 12th Street, SW, Washington, DC 20554. Other messenger-delivered documents, including documents sent by overnight mail (other than United States Postal Service (USPS) Express and Priority Mail), must be addressed to 9300 East Hampton Drive, Capitol Heights, MD 20743. This location is open weekdays from 8:00 a.m. to 5:30 p.m. USPS First-Class, Express, and Priority Mail should be addressed to the Commission's headquarters at 445 12th Street, SW, Washington, DC 20554. The following chart summarizes this information:

TYPE OF DELIVERY	PROPER DELIVERY ADDRESS
Hand-delivered or messenger-delivered paper filings	236 Massachusetts Avenue, NE, Suite 110, Washington, DC 20002 (Weekdays - 8:00 a.m. to 7:00 p.m.)
Other messenger-delivered documents, including documents sent by overnight mail (this type excludes USPS Express and Priority Mail)	9300 East Hampton Drive, Capitol Heights, MD 20743 (Weekdays - 8:00 a.m. to 5:30 p.m.)
USPS First-Class, Express, and Priority	445 12 <sup>th</sup> Street, SW

Mail	Washington, DC 20554
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*Ex parte* communications between outside parties and Commission staff concerning this petition are permitted subject to the Commission's rules for "permit- but-disclose proceedings." See 47 C.F.R. § 1.1206.

The petition will be available for review and copying during regular business hours at the FCC Reference Center, Portals II, 445 12<sup>th</sup> Street, SW, Room CY-A257, Washington, DC 20554, (202) 418-0270. A copy of the petition may also be purchased from the Commission's copy contractor, Qualex International, Portals II, 445 12<sup>th</sup> Street, SW, Room CY-B402, Washington, DC, 20554, telephone 202-863-2893, facsimile 202-863-2898, or via e-mail at [qualexint@aol.com](mailto:qualexint@aol.com).

For further information, contact Cynthia Bryant (202) 418-8164 (voice), [cybryant@fcc.gov](mailto:cybryant@fcc.gov), of the Telecommunications Division, International Bureau.

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